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OGC Has Reviewed

TO : General Counsel 25X1A
ATTN. : 
FROM : Chief, Supply Branch, SSS
SUBJECT: Contractor's Relief from Liquidated
Damages, Contract XG-215

DATE: 7 November 1949

Submitted herewith for review and an opinion is letter dated 3 November 1949, from United Transformer Company which is self-explanatory.

It is believed that a perusal of the contract file attached will indicate all action taken by the Government to date, from the incorporation of liquidated damages in the invitation to the assessment of same has been proper and necessary.

The Contractor is responsible for familiarity with the terms of his contract; and in addition he received ample and timely warning in our letters of 13 July and 2 August 1949.

In view of the Government's definite and urgent requirements a substantial liquidated damage rate was deemed necessary. To this the Contractor took no exception when he executed the contract.

While the Contractor's plight is so unfortunate as to command our sympathy, there is, to the knowledge of this office, no remedy; or recourse other than the submission of a claim for direct settlement by the General Accounting Office.

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See C.G. 21-529

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